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ATTORNEY DOCKET NO. 13215.0019U1
SERIAL NO. 09/923,978

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Stephen J. Pratt

)

Application No.: 09/923,978

)

Group Art Unit: 2685

Filed: February 20, 2001

)

Examiner: Unassigned

For: **MULTI-BAND TRANSCEIVERS WITH
REDUCED FREQUENCY SOURCES
FOR DIGITAL TRANSMISSIONS**

)

Confirmation No.: 3565

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MAY 1 0 2004

Technology Center 2600

REQUEST FOR RECONSIDERATION OF PETITION

Paul Shanoski
c/o Office of Petitions
Mail Stop Petitions
Commissioner for Patents
Alexandria, VA 22313

NEEDLE & ROSENBERG, P.C.
CUSTOMER NO. 23859

April 2, 2004

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OFFICE OF PETITIONS

Sir:

In response to the decision on petition mailed by the USPTO on March 29, 2004 (Paper No. 6), Applicant submits the following request for consideration. The decision states that the petition in the above-identified application is dismissed due to petitioner not having rescinded the previous non-publication request.

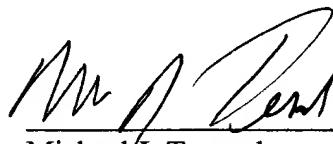
Accordingly, Applicant respectfully requests reconsideration of the decision, and submits herewith a request to rescind previous non-publication request pursuant to 35 U.S.C. § 122(b)(2)(B)(ii).

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No additional fees are believed to be due, however, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0629.

Respectfully submitted,

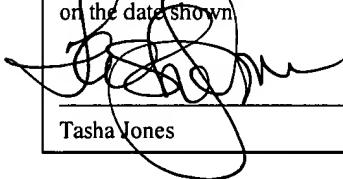
NEEDLE & ROSENBERG, P.C.



Michael J. Tempel
Registration No. 41,344

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Paul Shanoski, c/o Mail Stop PETITIONS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown.



Tasha Jones

Date

4/2/64



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**REQUEST TO RESCIND PREVIOUS
NONPUBLICATION REQUEST
35 U.S.C. § 122(b)(2)(B)(ii)
And, If Applicable
NOTICE OF FOREIGN FILING
35 U.S.C. § 122(b)(2)(B)(iii)**

Application Number	09/923,978
Filing Date	February 20, 2001
First Named Inventor	Stephen J. Pratt
Title	Multi-Band Transceivers With Reduced Frequency Sources For Digital Transmissions
Atty Docket Number	13215.0019U1
Group Art Unit	2685
Examiner	Unassigned

A request that the above-identified application not be published under 35 U.S.C. 122(b) (nonpublication request) was included with the above-identified application on filing pursuant to 35 U.S.C. 122(b)(2)(B)(i). I hereby **rescind** the previous nonpublication request.

If a notice of foreign or international filing is or will be required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c), I hereby provide such notice. This notice is being provided no later than forty-five (45) days after the date of such foreign or international filing.

If a notice of subsequent foreign or international filing required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c) was not filed within forty-five (45) days after the date of filing of the foreign or international application, the application is ABANDONED, and a petition to revive under 37 CFR 1.137(b) is required. See 37 CFR 1.137(f).

04/02/04
Date

Signature

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This request must be signed in compliance with 37 CFR § 1.33(b).

CERTIFICATE OF MAILING

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Tasha Jones
Date

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/923,978	08/07/2001	Stephen J. Pratt	13215.0019U1

CONFIRMATION NO. 3565

23859
NEEDLE & ROSENBERG, P.C.
SUITE 1000
999 PEACHTREE STREET
ATLANTA, GA 30309-3915



OC000000012450797

Date Mailed: 04/26/2004

Communication Regarding Rescission Of Nonpublication Request and/or Notice of Foreign Filing

Applicant's rescission of the previously-filed nonpublication request and/or notice of foreign filing is acknowledged. The paper has been reflected in the Patent and Trademark Office's (USPTO's) computer records so that the earliest possible projected publication date can be assigned.

The projected publication date is 08/05/2004.

If applicant rescinded the nonpublication request before or on the date of "foreign filing,"¹ then no notice of foreign filing is required.

If applicant foreign filed the application after filing the above application and before filing the rescission, and the rescission did not also include a notice of foreign filing, then a notice of foreign filing (not merely a rescission) is required to be filed within 45 days of the date of foreign filing. See 35 U.S.C. § 122(b)(2)(B)(iii), and Clarification of the United States Patent and Trademark Office's Interpretation of the Provisions of 35 U.S.C. § 122(b)(2)(B)(ii)-(iv), 1272 Off. Gaz. Pat. Office 22 (July 1, 2003).

If a notice of foreign filing is required and is not filed within 45 days of the date of foreign filing, then the application becomes abandoned pursuant to 35 U.S.C. § 122(b)(2)(B)(iii). In this situation, applicant should either file a petition to revive or notify the Office that the application is abandoned. See 37 CFR 1.137(f). Any such petition to revive will be forwarded to the Office of Petitions for a decision. Note that the filing of the petition will not operate to stay any period of reply that may be running against the application.

Questions regarding petitions to revive should be directed to the Office of Petitions at (703) 305-9282. Questions regarding publications of patent applications should be directed to the patent application publication hotline at (703) 605-4283 or by e-mail pgpub@uspto.gov.

¹ Note, for purpose of this notice, that "foreign filing" means "filing an application directed to the same invention in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing".